

Ser. No. 09/898,358
Response after final rejection of 22 April 2003
Atty Docket 113003-37

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TC 1700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEApplicant: Fensel, et al.Examiner: Watkins, IIISer. No.: 09/898,358Art Group: 1772Title: METHODS OF PROCESSING BITUMEN-POLYMER BLENDS OF
IMPROVED QUALITYFiled: 3 July 2001Date: 30 June 2003RESPONSE AFTER FINAL REJECTION

This response is made to the final rejection in an Office Action mailed 22 April 2003. As the response is made more than two, but less than three, months of the Office Action mailing date, no extension fee is due but the advisory action rules do not apply. No fees are due for excess claims. If any fees are due, please charge them to Deposit Account 15-0450.

This response is made under the proposed revisions to 37 CFR 1.121, issued on 31 January 2003.

The response has the following parts:

Amendments to the Specification - none made;

Listing of the Claims - beginning on page 2;

Amendments to the Drawings - none made; and

Remarks - beginning on page 6.

Practitioner's Docket No. 113003-37

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Fensel, et al

Application No.: 09/898,358

Group No.: 1772

Filed: 07/03/2001

Examiner: Watkins, III

For: METHODS OF PROCESSING BITUMEN-POLYMER BLENDS OF IMPROVED QUALITY

RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
1772

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT OR RESPONSE AFTER FINAL REJECTION—TRANSMITTAL

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10*

G as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☒ facsimile transmitted to the Patent and Trademark Office, (703) 872 - 9311.

14 PAGES

Date: 30 June 2003

Signature

Stephen L. Grant

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(ii)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col.1) Claims Remaining After Amendment		(Col. 2) Highest No Previously Paid For	(Col. 3) Present Extra	SMALL ENTITY Rate	Addit Fee
Total	18	Minus	20	= 0	x \$9 =	\$0
Indep	4	Minus	4	= 0	x \$42 =	\$0
First Presentation of Multiple Dependent Claim					+ \$140 =	\$0
Total Addit. Fee						\$0

No additional fee for claims is required.

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Account No. 15-0450.

Date:

30 June 2003

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Signature of Practitioner

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